

ASSEMBLY BILL

No. 2409

Introduced by Assembly Member Cooley

February 21, 2014

An act to amend Section 3460 of the Fish and Game Code, relating to waterfowl habitat preservation.

LEGISLATIVE COUNSEL'S DIGEST

AB 2409, as introduced, Cooley. California Waterfowl Habitat Program.

Existing law authorizes the Director of Fish and Wildlife to enter into land use contracts to conserve waterfowl and waterfowl habitat with nonpublic entities that are owners of record, or with lessees, who have the owners of record execute the contract, of land determined by the director to be important for the conservation of waterfowl, subject to the appropriation of money for that purpose.

This bill would also authorize the director to enter into those contracts with public entities.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 3460 of the Fish and Game Code is
2 amended to read:
3 3460. (a) Subject to appropriation pursuant to Section 3467,
4 the director may enter into contracts with *public and* nonpublic
5 entities ~~which~~ *that* are owners of record, or with lessees, who have
6 the owners of record execute the contract, of land determined by

1 the director to be important for the conservation of waterfowl. The
2 contract shall enforceably restrict the use of the land for the
3 conservation of waterfowl and their habitat, consistent with Section
4 8 of Article XIII of the California Constitution.

5 (b) The director shall give priority to contracts that have the
6 greatest potential for restoring, enhancing, and protecting high
7 quality waterfowl habitat, especially that *habitat* which is subject
8 to destruction, drastic modification, or significant curtailment of
9 habitat values.

10 (c) Contracts entered into pursuant to this section are not subject
11 to Part 2 (commencing with Section 10100) of Division 2 of the
12 Public Contract Code.